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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re. Appln.: Mark A. Neilson  
Serial No.: 10/811,606  
Filed: March 29, 2004  
For: CUSTOMIZABLE EAR WAX BARRIER FOR A HEARING AID  
Attorney: Gerald E. Helget  
Attorney Docket No.: 34597.3  
Additional Fees: Charge to Briggs & Morgan P.A. Deposit Account 02-3732

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TRANSMITTAL COVER LETTER**

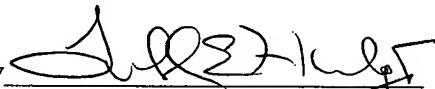
Enclosed for filing, please find the following:

1. Transmittal of Information Disclosure Statement Before Mailing Date of First Office Action (1 page);
2. Information Disclosure Statement (1 page); and
3. Itemized Postcard Receipt.

Respectfully submitted,

Dated: 26 Oct 04

By:

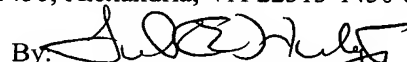
  
Gerald E. Helget (Reg. No. 30,948)  
BRIGGS AND MORGAN, P.A.  
2200 IDS Center  
80 South Eighth Street  
Minneapolis, MN 55402  
Telephone: (612) 977-8480

**CERTIFICATE OF MAILING**

I hereby certify that this document, along with the documents referenced above, are being deposited with the United States Postal Service via First Class Mail, in an envelope addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

By:

Date:

  
26 Oct 04



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**TRANSMITTAL OF INFORMATION DISCLOSURE  
STATEMENT BEFORE MAILING DATE OF A FIRST OFFICE ACTION**

Applicant submits herewith the references listed on the attached Information Disclosure Statement by Applicant.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits.

Respectfully submitted,

Dated: 26 Oct 04

By Gerald E. Helget  
Gerald E. Helget (Reg. No. 30,948)  
BRIGGS AND MORGAN, P.A.  
80 South 8<sup>th</sup> Street  
2200 IDS Center  
Minneapolis, MN 55402  
Telephone: (612) 977-8480

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By Gerald E. Helget  
Dated 26 Oct 04



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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		<b>Complete if Known</b>			
		Application Number	10/811,606		
		Filing Date	March 29, 2004		
		First Named Inventor	Mark A. Neilson		
		Art Unit			
		Examiner Name			
Sheet	1	of	1	Attorney Docket Number	34597.3

U.S. PATENT DOCUMENTS					
Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US-4,870,689	9/26/1989	Weiss	
		US- 4,879,750	11/7/1989	Nassler	
		US- 4,945,569	7/31/1990	Kulman	
		US- 4,972,488	11/20/1990	Weiss et al.	
		US- 4,984,277	1/8/1991	Bisgaard et al.	
		US- 5,099,947	3/31/1992	Guggenberger et al.	
		US- 5,105,904	4/21/1992	Olsen	
		US- 5,278,360	1/11/1994	Carbe et al.	
		US- 5,327,500	7/5/1994	Campbell	
		US- Des. 355,702	2/21/1995	Johnson	
		US- 5,401,920	3/28/1995	Oliveira	
		US- 5,535,282	7/9/1996	Luca	
		US- 5,712,918	1/27/1998	Yuest	
		US- 5,970,157	10/19/1999	Yuest	
		US- 5,982,908	11/9/1999	Bauman	
		US- 6,105,713	8/22/2000	Brimhall et al.	
		US-			
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FOREIGN PATENT DOCUMENTS						
Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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